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Attorney's Docket No.: 003364.P020

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for:

Jae-Yul Ryu, et al.

Application No.: 09/363,578

Filed: July 29, 1999

For: **CARBONACEOUS ACTIVE  
MATERIAL FOR LITHIUM  
SECONDARY BATTERY**

Examiner: Ruthkosky, M.

Art Group: 1745

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Commissioner for Patents  
P. O. 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Non-Compliant Amendment mailed September 25, 2003, in accordance with 37 C.F.R. §1.121(b) Applicants enclose, as Exhibit A, a copy of the Claim Amendments as filed with Applicants' Amendment and Response to Office Action as filed with the PTO on July 21, 2003. Applicants respectfully submit that the claim amendments were submitted in proper format in accordance with the requirements of 37 C.F.R. §1.121. Specifically, a complete listing of all the claims (Claims 1-6) was presented.

A copy of the Notice of Non-Compliant Office action, mailed September 25, 2003 is also enclosed.

## CONCLUSION

In view of the foregoing, it is believed that the claims presented in the Amendment and Response to Office Action, filed with the PTO on July 21, 2003, meet the requirements of 37 C.F.R. §1.121.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2666 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17, particularly, extension of time fees.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR, & ZAFMAN LLP

Dated: October 22, 2003

By: \_\_\_\_\_

  
Joseph Lutz, Reg. No. 43,765

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Seventh Floor  
Los Angeles, California 90025  
(310) 207-3800

### **CERTIFICATE OF MAILING:**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to:

Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on October 22, 2003

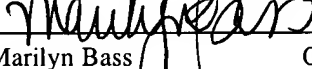
  
Marilyn Bass October 22, 2003

Exhibit A - Claim Amendment as filed on July 21, 2003